

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

WSOU INVESTMENTS, LLC D/B/A)
BRAZOS LICENSING AND)
DEVELOPMENT,)
Plaintiff,)
v.) Civil Action No. 21-1119-MN-CJB
NETGEAR, INC.,)
Defendant.)

THE NIELSEN COMPANY (US), LLC,)
Plaintiff,)
v.) Civil Action No. 21-1591-CJB
HYPHAMETRICS, INC.,)
Defendant.)

THE NIELSEN COMPANY (US), LLC,)
Plaintiff,)
v.) Civil Action No. 21-1592-CJB
TVISION INSIGHTS, INC.,)
Defendant.)

DIOGENES LIMITED AND)
COLOSSUS (IOM) LIMITED,)
Plaintiffs,) Civil Action No. 21-1695-MN-CJB
v.)
DRAFTKINGS, INC.,)

Defendant.

)
)

ORDER

WHEREAS, the Court has received numerous motions challenging whether the claims of one or more patents asserted in the above-captioned actions seek to claim subject matter that is not eligible for patentability pursuant to 35 U.S.C. § 101 (hereafter, “101 Motions”);

WHEREAS, the Court believes that certain efficiencies in resolving 101 Motions are attainable by hearing argument on multiple such motions at essentially the same time;

WHEREAS, the Court seeks to use its limited resources in a manner that may promote the “just, speedy, and inexpensive determination of every action and proceeding[,]” Fed. R. Civ. P. 1.;

NOW THEREFORE, IT IS HEREBY ORDERED that:

1. The Court will hear argument on the following 101 Motions at a combined hearing on July 8, 2022, beginning at 9:30 a.m.:
 - a. D.I. 32 (Motion to Dismiss) in Civil Action No. 21-1119-MN-CJB
 - b. D.I. 10 (Motion to Dismiss) in Civil Action No. 21-1591-CJB
 - c. D.I. 11 (Motion to Dismiss) in Civil Action No. 21-1592-CJB
 - d. D.I. 16 (Motion to Dismiss) in Civil Action No. 21-1695-MN-CJB
2. The hearing will be held in person in Courtroom 2A (though if any of participating counsel or their client representatives has COVID-19-related concerns about the in-person nature of the hearing, that party may share those concerns in advance with the Court by way of a letter filed on the docket).
3. The parties shall submit electronic versions of any slides or other demonstrative materials they may refer to by no later than 4:00 p.m. two days prior to the hearing.

4. Each party in the above-captioned actions must be represented by at least one attorney for the entire duration of the hearing. The Court will subsequently advise the parties of how much time each side/case will have for argument and the order in which each 101 Motion will be heard.

Dated: May 18, 2022

Christopher J. Burke
Christopher J. Burke
UNITED STATES MAGISTRATE JUDGE